

ESTTA Tracking number: **ESTTA684481**

Filing date: **07/18/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054617
Party	Plaintiff Nouvelle Parfumerie Gandour
Correspondence Address	SCOTT R AUSTIN VLP LAW GROUP LLP 5200 N FEDERAL HWY , SUITE 2-1081 FT LAUDERALE, FL 33308 UNITED STATES SAustin@VLPLawGroup.com,Trademarks@VLPLawGroup.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Scott R. Austin
Filer's e-mail	saustin@vlplawgroup.com
Signature	/Scott R. Austin/
Date	07/18/2015
Attachments	SRA 7.18.15 Consent Motion for Extension.pdf(171245 bytes)

In the Matter of Trademark Registration No. 3,504,398
for the mark BIO CLAIRE Registered September 23, 2008

Cancellation No. 92054617

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period. The extension and resetting of the discovery and trial periods for these proceedings will allow the parties additional time to transition from discovery to completion of settlement documents. To extend all respective remaining deadlines under the Board's prior Scheduling Order by 30 days will reset the schedule for the Discovery and Trial Periods in accordance with 37 C.F.R. § 2.121(c), as follows:

Expert Disclosures Due	7/24/2015
Discovery Closes	8/23/2015
Plaintiff's Pretrial Disclosures	10/6/2015
Plaintiff's 30-day Trial Period Ends	11/20/2015
Defendant's Pretrial Disclosures	12/5/2015
Defendant's 30-day Trial Period Ends	1/22/2016
Plaintiff's Rebuttal Disclosures	2/6/2016
Plaintiff's 15-day Rebuttal Period Ends	3/6/2016

Respondent through its counsel consented to the 30 day extension and resulting resetting of the Discovery and Trial Periods requested herein via electronic mail to counsel for Petitioner, Scott R. Austin on July 8, 2015.

In light of the foregoing, Petitioner respectfully requests that the Board grant

Petitioner's Consent Motion and extend the Discovery and Trial Periods to the respective dates set forth above.

Dated: July 18, 2015
Fort Lauderdale, Florida

Respectfully submitted,

/Scott R. Austin/ (L.S.)
Scott R. Austin, Esq.
VLP Law Group LLP
5200 North Federal Highway
Suite 2-1081
Fort Lauderdale, Florida 33431
Tel: (216) 870-7954
Attorneys for Petitioner

ELECTRONIC MAILING CERTIFICATE

I hereby certify that the MOTION TO EXTEND AND RESET SCHEDULE OF DISCOVERY AND TRIAL PERIODS WITH CONSENT is being submitted electronically through the Electronic System for the Trademark Trial and Appeal Board (ESTTA) on this 18th day of July, 2015.

/Scott R. Austin/
Scott R. Austin
VLP Law Group LLP

CERTIFICATE OF SERVICE BY ELECTRONIC MAIL
PER STIPULATION OF COUNSEL

I hereby certify that on July 18, 2015 a true and correct copy of MOTION TO EXTEND AND RESET SCHEDULE OF DISCOVERY AND TRIAL PERIODS WITH CONSENT is being served via Electronic Mail pursuant to the Stipulation between the respective counsels of record for the parties to this Cancellation Proceeding as follows:

Richard S. Ross, Esq.
prodp@ix.netcom.com

Date of Electronic Mailing: July 18, 2015

Printed Name: Scott R. Austin

Signature: /Scott R. Austin/